To: Sims, Mark[Sims.Mark@epa.gov]; Christenson, Kara[Christenson.Kara@epa.gov]

From: Steiner, Cyntia

Sent: Mon 6/23/2014 3:02:01 PM

Subject: FW: R@IN Weekly News - WHAT'S NEW

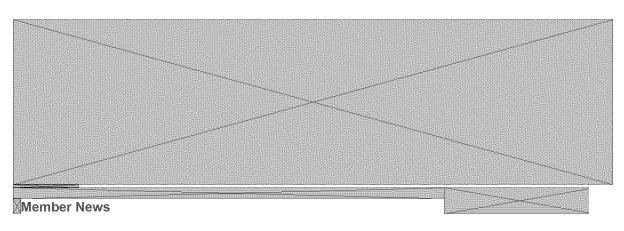
FYI - See first blurby on Excide.

From: RoseAnn Wishner, R@IN Manager [mailto:rainwebby@regionalassociations.org]

Sent: Sunday, June 22, 2014 5:34 PM

To: Steiner, Cyntia

Subject: R@IN Weekly News - WHAT'S NEW





CALIFORNIA

DTSC Finds That Exide's Permit Application is Deficient

SACRAMENTO CA (6/17/2014) - The California Department of Toxic Substances Control (DTSC) today gave Exide Technologies 30 days to correct deficiencies in its permit application. If Exide does not correct these deficiencies within 30 days, the Department will begin taking the necessary steps to deny the company's application to handle hazardous waste at its Vernon facility.

Lahontan Water Board Closes Pollution Case at Former Susanville Gas Station Site

South Lake Tahoe CA (6/19/2014) - After more than a decade of enforcement actions at the site of a former gas station, the Lahontan Regional Water Quality Control Board (Water Board) this week

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issued a case closure letter to the owners of the once heavily polluted property in Susanville, Lassen County. The former Tosco (Unocal) gas station at 1500 Main Street in Susanville was the site of past leaks of petroleum products. Gasoline and heating oil from underground storage tanks and pipelines were found floating on the water table in 1996. At that time Water Board staff worked with Lassen County to oversee investigation and cleanup actions by the Tosco Corporation.

MISSOURI

Attorney General Koster Reaches Agreement with Republic Services on Additional Fire and Odor Control Measures at the Bridgeton Landfill

St. Louis MO (6/19/2014) - Attorney General Chris Koster today announced that he has reached an agreement with Republic Services on a series of additional measures to control the underground fire and ongoing odor nuisance at the Bridgeton Landfill. An amended agreement was signed by the parties and Judge Jamison of the St. Louis County Circuit Court today, as an order of the court in the pending case. Today's order includes several new measures to monitor the migration of the subsurface smolder, part of the ongoing effort to keep it from reaching the radioactive material at the West Lake Landfill.

Attorney General Koster Sues Tyson Foods for May 2014 Clear Creek Fish Kill

Monett MO (6/17/2014) - Attorney General Chris Koster announced today he has filed a lawsuit in Barry County Circuit Court against Tyson Foods for the unlawful dumping of untreated industrial wastewater into a Southwest Missouri stream that led to the killing of at least 100,000 fish. According to Koster, beginning on May 16, the Tyson Foods facility at Monett discharged wastewater containing a highly acidic animal feed supplement into the city of Monett's sewer system. The discharge caused the city's biological wastewater treatment system to fail, and contaminated water containing a high level of ammonia flowed into Clear Creek, leading to the fish kill.

NORTH CAROLINA

State Orders Utility to Address More Piping Systems at Coal Ash Dams

RALEIGH NC (6/18/2014) - State officials are again ordering Duke Energy to address the piping systems in coal ash dams at three of the utility's power plants. The N.C. Division of Energy, Mineral and Land Resources on Wednesday issued a notice of deficiency letter to Duke Energy for leaks the state agency found in the piping system at the utility's Weatherspoon Steam Station in Lumberton. The state discovered numerous gushers, drips and stains in the pipes while inspecting video the agency ordered the utility to provide after a ruptured pipe caused a coal ash spill Feb. 2 at the utility's Dan River facility in Eden. The state could take enforcement action, including fining the utility up to \$500 a day per violation, if Duke Energy does

not provide a schedule for repairing the pipes at the Weatherspoon plant by July 20.

OREGON

DEQ Issues Penalty to Pacific Recycling for Failing to Reduce Stormwater Pollution

Portland OR (6/17/2014) - The Oregon Department of Environmental Quality has issued a civil penalty to Pacific Recycling Inc. for failing to implement an action plan to control stormwater pollution from its facility located on 3300 Cross St. in Eugene, Ore. The penalty includes a \$9,600 assessment for the violation and \$318,086 in economic benefit, which represents an estimate of the costs avoided and economic advantage Pacific Recycling gained by failing to timely install its proposed treatment system. If the company implements the treatment system, DEQ will recalculate the economic benefit as "delayed" rather than "avoided" which will significantly reduce the total penalty assessment.

PENNSYLVANIA

DEP Fines Carrizo (Marcellus) LLC \$192,044 for 2013 Well Control Incident and a Spill in Wyoming County

WILLIAMSPORT PA (6/18/2014) - The Department of Environmental Protection (DEP) today announced that it has fined Carrizo (Marcellus) LLC of Houston, Texas, \$192,044 for a well control incident and a production water spill at gas well pads in Washington Township, Wyoming County, in March and April 2013. The well control incident in Washington Township began in the early evening of March 13, 2013, during the hydraulic fracturing of the Yarasavage 1H well. Carrizo reported that production fluid was escaping uncontrolled from the gas well at a rate of 800 to 1,100 barrels per hour and was escaping containment.

TEXAS

TCEQ Approves Fines Totaling \$522,627 - Penalties Assessed Against 83 Regulated Entities

Austin TX (6/18/2014) - The Texas Commission on Environmental Quality today approved penalties totaling \$352,453 against 30 regulated entities for violations of state environmental regulations. In addition, on June 3 and 17, the executive director approved 53 agreed orders, each \$7,500 or less, totaling \$170,174.

WISCONSIN

Lehmann Farms, LLC of Vernon County Ordered to Take Action and to Pay \$15,000 for Violations of State Water Pollution Laws

MADISON WI (6/17/2014) - Attorney General J.B. Van Hollen has announced that his office has obtained a judgment and order against Lehmann Farms, LLC, for violating state water pollution control laws

by intentionally discharging manure from its storage facility into a ravine that led to a stream, and by failing to report the discharge. Lehmann Farms operates a 250-280 cow dairy near Viroqua. According to the complaint filed by the Department of Justice at the request of the Wisconsin Department of Natural Resources (DNR), the owners/operators of Lehmann Farms hooked a pump hose onto the lower valve of their manure storage unit in the middle of the night on June 6, 2013, and discharged approximately 20,000 to 30,000 gallons of manure into an intermittent stream that drains to Wire Hollow Creek and ultimately to the North Fork of the Bad Axe River.

Attorney General J.B. Van Hollen Announces Judgment Requiring Merrill Fab, Inc., a Metal Fabricator in Lincoln County, to Pay \$60,000 in Forfeitures and Costs

MADISON WI (6/17/2014) - Attorney General J.B. Van Hollen has announced that his office has obtained a judgment against Merrill Fab, Inc., a metal fabrication facility in Merrill, Wisconsin. The Lincoln County Circuit Court Judgment requires Merrill Fab to pay \$60,000 in forfeitures and court costs for violations of its Wisconsin air pollution control permit and Wisconsin's air pollution laws. According to the civil complaint, Merrill Fab violated state law when it exceeded its emissions limitation for hazardous air pollutants from October 2009 through July 2010. Merrill Fab self-reported the exceedances, and thereafter took steps to bring its emissions into compliance with the permit. The facility has been in compliance since August 2010. Merrill Fab has cooperated with the Attorney General's office to expeditiously resolve the enforcement action brought as a result of the violations.

Read on ...

Federal Cases



Bay County Man Sentenced for Perjury

Bay City MI (6/20/2014) - A Bay County man was sentenced this week to 21 months in prison for committing perjury before a federal grand jury, announced U.S. Attorney Barbara L. McQuade. McQuade was joined in the announcement by Randall Ashe, Special Agent in Charge, U.S. Environmental Protection Agency Criminal Investigation Division in Michigan. U.S. District Judge Thomas Ludington imposed sentence on Rodolfo Rodriguez, 57. According to court records, Rodriguez was called to testify before a grand jury investigating asbestos-related crimes and knowingly provided false testimony regarding the illegal removal of asbestos from a church, which was being converted to a school used by the Bay City Academy.

Tractor Supply Company Settles with EPA for Failure to Properly Report Propane Storage at Five Washington Retail Locations

Seattle WA (6/18/2014) - Tractor Supply Company (dba Del's Feed and Farm Supply Stores) has settled with the U.S. Environmental Protection Agency (EPA) for violating the federal Emergency Planning and Community Right-to-Know Act. According to the settlement, the company failed to properly report propane storage at five facilities in Washington and has agreed to pay a \$134,400 penalty to resolve those violations. Tractor Supply Company, which operates 18 Del's Feed and Farm Supply Stores in Washington, failed to report stored propane over established thresholds at stores in Monroe, Shelton, Olympia, Chehalis, and Yelm. According to EPA officials, once the company was made aware of the violations, steps were quickly taken to comply with requirements.

EPA Settlement with the City of Buffalo Protects Residents from Hazardous Waste and Materials; Buffalo to Host Nine Hazardous Waste Collection and Recycling Events throughout the City in 2014

New York NY (6/12/2014) - Under the terms of an agreement with the U.S. Environmental Protection Agency, the City of Buffalo will host nine community recycling events to collect fluorescent light bulbs, electronic waste, and household hazardous waste from city residents. This program will reduce the likelihood of exposure by residents to harmful chemicals found in these products, while also reducing the amount of waste sent to landfills. The agreement settles violations of hazardous waste requirements. The City of Buffalo will also pay a \$21,094 penalty and spend at least \$79,000 on the nine community recycling events.



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JOB LISTINGS

Additional Job Opportunities Page - Links to state websites announcing recruitments for environmental job opportunities.

THIS WEEK - Openings in Alaska, Arkansas, California, District of Columbia, Florida, Georgia, Idaho, Illinois, Louisiana, Maine, Massachusetts, New

Mexico, North Carolina, Oregon, Pennsylvania, Tennessee, Texas, Virginia, Washington, Wisconsin

(Click on "R@IN User Resources", click on link to "Job Listings")

NEWSLETTERS

June 2014 Edition of "Environmental Crimes Bulletin" US DOJ significant environmental decisions, informations and indictments, plea agreements, and sentencings

May 2014 Edition of the "Environmental Crimes Case Bulletin" - U.S. EPA's Office of Criminal Enforcement, Forensics and Training (OCEFT)

May 2014 Edition of "The Informer" - Federal Law Enforcement Training Center (Free May/June Webinar Schedule, pp. 3-5)

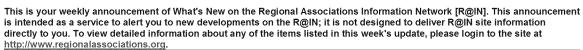
(Click on "R@IN User Resources", click on link to "Newsletters")

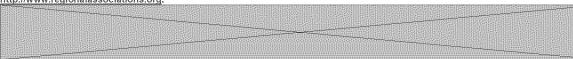
DOWNLOADABLE FILES

NEW - Travis County District Attorney, Environmental Protection Unit, Case Report, May 2014

(Click on "R@IN User Resources", click on link to "Downloadable Files"; search for Travis in "Author" field)

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